

Rec'd PCT/PTO

21 DEC 2006

12/21/06 THU 17:06 FAX 617 535 3869

MCDERMOTT WILL & EMERY

001

McDermott Will & Emery

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Milan
Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

FACSIMILE

Date: 21 December 2006

Time Sent:

To:	Company:	Facsimile No:	Telephone No:
PCT	USPTO	1-571-273-3201	
From:	Simona Levi Minzi	Direct Phone:	617.535.4049
E-Mail:	slevi@mwe.com	Original to Follow by Mail:	No
Client/Matter/Tkpr:	059380-0049-08657	Number of Pages, Including Cover:	9

Message:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL 617.535.4000 AS SOON AS POSSIBLE.
Facsimile Operator: 617.535.4000 Main Facsimile: 617.535.3800

U.S. practice conducted through McDermott Will & Emery LLP
Boston, Massachusetts 02109-1775 Telephone: 617.535.4000

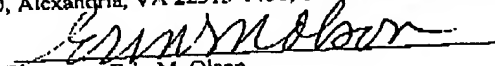
PAGE 1/9 * RCVD AT 12/21/2006 4:07:40 PM [Eastern Standard Time] * SVR:USPTO-EFAXRF-6/35 * DNIS:2733201 * CSID:617 535 3869 * DURATION (mm-ss):03-02

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: D. Slafer
Serial No. 10/588,066
Filing Date January 21, 2005
Title: Pre-Formatted Linear Optical Data Storage Medium
Docket: 059380-0049

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-3021) to the USPTO, on the date indicated below.
Date: 21 December 2006


Erin M. Olson

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith for filing in connection with the above-identified patent application are the following:

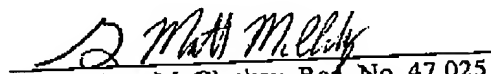
- 1) Response To Notice to File Missing Requirements; and
- 2) Copy of Notice to File Missing Requirements Under 35 USC 371 dated September 6, 2006;
- 3) Declaration and Power of Attorney; and
- 4) Petition for Two-Month Extension of Time.

The Commissioner is hereby authorized to charge the surcharge fee of \$65.00, the one-month extension fee of \$225.00, further fees which may become due and/or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 21 December 2006

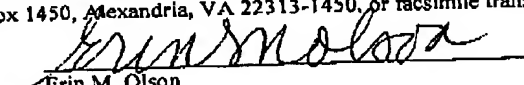

G. Matthew McCloskey, Reg. No. 47,025
28 State Street
Boston, MA 02109-1775
Telephone: (617) 535-4000
Facsimile: (617) 535-3800

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: D. Slafer
Serial No. 10/588,066
Filing Date January 21, 2005
Title: Pre-Formatted Linear Optical Data Storage Medium
Docket: 059380-0049

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Mail Stop PCT, Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-3201) to the USPTO, on the date indicated below.
Date: 21 December 2006


Erin M. Olson

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

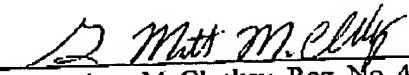
In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated September 6, 2006, Applicants enclose an executed Declaration and Power of Attorney for Patent Application.

The Commissioner is hereby authorized to charge the surcharge fee of \$65.00, the two-month extension fee of \$225.00, further fees which may become due and/or credit any overpayment, to Deposit Account Number 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 21 December 2006


G. Matthew McCloskey, Reg. No. 47,025
28 State Street
Boston, MA 02109-1775
Telephone: (617) 535-4000
Facsimile: (617) 535-3800



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/588,066	FIRST NAMED APPLICANT W DENNIS Slafer	ATTY. DOCKET NO. 59380-049(MCMK-003)				
		INTERNATIONAL APPLICATION NO. PCT/US05/01864				
		<table border="1"> <tr> <th>I.A. FILING DATE</th> <th>PRIORITY DATE</th> </tr> <tr> <td>01/21/2005</td> <td>01/21/2004</td> </tr> </table>	I.A. FILING DATE	PRIORITY DATE	01/21/2005	01/21/2004
I.A. FILING DATE	PRIORITY DATE					
01/21/2005	01/21/2004					

G Matthew McCloskey
McDermott Will & Emery
28 State Street
Boston, MA 02109

CONFIRMATION NO. 3700
371 FORMALITIES LETTER

OC000000020301294

Date Mailed: 09/06/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/28/2006
- Copy of the International Search Report filed on 07/28/2006
- Information Disclosure Statements filed on 07/28/2006
- U.S. Basic National Fees filed on 07/28/2006
- Priority Documents filed on 07/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity.

- \$65 Surcharge.

McDermott Will & Emery LLP

Action Date: 11/16/06
 Action Due: 11/16/06
 Docketed By: JAF Date: 9/16/06

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/588,066	PCT/US05/01864	59380-049(MCMK-003)

FORM PCT/DO/EO/905 (371 Formalities Notice)